IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

| VONNIE K. AGNER, et al., | File No. 3:98-CV-138T |
|---------------------------------|-----------------------------------|
| This document pertains to: | ORDER OF DISMISSAL WITH PREJUDICE |
| ARNOLD CROOK and wife AULENA) | |
| CROOK; | |
| JAMES SLOAN and wife, WILLIE M. | |
| SLOAN; | |
| Plaintiffs,) | |
| vs. | |
| DANIEL INTERNATIONAL) | |
| CORPORATION, et al., | |
|) Defendants. | |

THIS MATTER is before the Court on the motion of Plaintiffs Arnold Crook and Aulena Crook, and James Sloan and Willie M. Sloan, and Defendants Daniel International Corporation, f/k/a Daniel Construction Company; Fluor Enterprises, Inc., f/k/a Fluor Daniel, Inc.; Strategic Organization Systems Environmental Engineering Division, Inc., f/d/b/a SOS International, Inc. and SOS Environmental, Inc. (collectively "Defendants"), to dismiss this action with prejudice as to Plaintiffs' claims against Defendants.

For good cause appearing,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the joint motion to dismiss is ALLOWED, and the claims of Plaintiffs Arnold Crook and Aulena Crook, and James Sloan and Willie M. Sloan, against the Defendants Daniel International Corporation, f/k/a Daniel Construction Company; Fluor Enterprises, Inc., f/k/a Fluor Daniel, Inc.; Strategic

Organization Systems Environmental Engineering Division, Inc., f/d/b/a SOS International, Inc. and SOS Environmental, Inc., are hereby **DISMISSED WITH PREJUDICE**.

Signed: October 12, 2007

Lacy H. Thornburg United States District Judge